

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Horticulture Department – Departmental proceedings initiated against Sri R. Vaikunta Rao, Additional Director of Horticulture, O/o Commissioner of Horticulture, Hyderabad for allegations of irregularities under Rule 20 of A.P.Civil Services (CCA) Rules, 1991 – Articles of Charges – Issued.

AGRICULTURE & COOPERATION (VIG.II) DEPARTMENT

G.O.Rt. No. 996

Dated:05-09-2011

ORDER:

It is proposed to hold an inquiry against the said Sri R. Vaikunta Rao, Additional Director of Horticulture, O/o Commissioner of Horticulture, Hyderabad in accordance with the procedure laid down in Rule 20 of A.P.Civil Services (CCA)Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A list of documents by which and a list of witnesses by whom the articles of charges is proposed to be sustained are also enclosed (Annexure II and III).

3. Sri R. Vaikunta Rao, Additional Director of Horticulture, O/o Commissioner of Horticulture, Hyderabad is directed to submit his written statement of defence within 15 days of the receipt of this order.

4. Sri R. Vaikunta Rao, Additional Director of Horticulture, O/o Commissioner of Horticulture, Hyderabad is further informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny the articles of charges.

5. Sri R. Vaikunta Rao, Additional Director of Horticulture, O/o Commissioner of Horticulture, Hyderabad is further informed that if he does not submit his written statement of defence on or before the date specified in Para (3) above or does not appear in person before the inquiring authority or otherwise fails or refuses to comply with the provisions of Rule 20 of A.P.Civil Services (CCA) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the inquiry authority may hold the inquiry against him exparte and further action will be proceeded based on the material available.

6. Sri R. Vaikunta Rao, Additional Director of Horticulture, O/o Commissioner of Horticulture, Hyderabad is invited to rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings it will be presumed that Sri R. Vaikunta Rao, Additional Director of Horticulture, O/o Commissioner of Horticulture, Hyderabad is aware of such representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of the G.O. may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

C.V.S.K.SARMA
A.P.C. & PRINCIPAL SECRETARY TO GOVT.

To
Sri R. Vaikunta Rao, Additional Director of Horticulture,
O/o Commissioner of Horticulture, Hyderabad(w.e.)
(Through : The Commissioner of Horticulture, Hyderabad)

Copy to:-
The Commissioner of Horticulture, A.P., Hyderabad(w.e.)
(along with the original record bearing No. Estt.I(1)137/2007
containing n.f. Pages 1-60 & c.f. Pages 1-341 and with a
request to acknowledge the receipt of the same and also
to serve the charges and furnish the dated acknowledgment).
Sc/Sf.

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLES OF CHARGES AGAINST SRI R. VAIKUNTA RAO,
ADDITIONAL DIRECTOR OF HORTICULTURE, O/O COMMISSIONER OF HORTICULTURE,
HYDERABAD

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Charge No.1:-

“That Sri R. Vaikunta Rao, on promotion as Additional Director of Horticulture (OPDP) did not handover the files/charge to the Joint Director of Horticulture (Veg.) in-charge of administrative matters and continued to call for files directly from Sections, even though he had no jurisdiction on the establishment matters as per orders of the Director of Horticulture, Hyderabad vide Procs. dt.30-10-2010 and 27-11-2010. This clearly shows his gross negligence in performing his official duties and thereby contravened Rule 3 of A.P.Civil Services (Conduct) Rules, 1964”.

Basis of the Charge:-

The Director of Horticulture, Hyderabad, in her letter No.4-12/2010/DH/Peshi, dt.29-12-2010, has informed that recently vide G.O.Ms.No.281, A&C(Horti.)Dept. dt.28-10-2010 and G.O.Ms.No.282, A&C (Horti.)Dept. dt.28-10-2010, the officers of Joint Director Cadre were promoted as Additional Directors and officers of Deputy Director Cadre were promoted as Joint Directors. Consequent to these orders, the then Director of Horticulture, Hyderabad has issued Proceedings of allotment of subjects among the promoted Joint Directors and Additional Directors as per vide Procs.No.Estt.I(1)137/2007, dt.30-10-2010 and 27-11-2010. In spite of issue of orders by the then Director of Horticulture, Hyderabad the concerned Additional Director(OPDP) (erstwhile Joint Director, Administration) did not handover the files to the Joint Director(Veg.) in-charge of administrative matters. He continued to call for files directly from Section, even though he had no jurisdiction on the establishment matters as per Procs. No.Estt.I(1)137/2007, dt.30-10-2010 and 27-11-2010.

Charge No.2:-

“That Sri R. Vaikunta Rao, Additional.Director of Horticulture (OPDP) had amended the proposal vide Lr.No.Estt.1(1)137/2007, dt.16-10-2010 of the Director of Horticulture, Hyderabad to the Government without the approval and knowledge of the Director of Horticulture, Hyderabad, based on which Govt.Memo No.16054/Horti./A1/2010, dt.02-12-2010 was issued by the Government amounting to unbecoming of an officer. It clearly shows the gross negligence on his official duties and thereby contravened Rule 3 of A.P.Civil Services (Conduct) Rules, 1964”.

Basis of the Charge:-

The Director of Horticulture, Hyderabad, in her letter No.4-12/2010/DH/Peshi, dt.29-12-2010, has informed that while sending proposals to the Government the draft of the Director of Hyderabad has been amended by the Sri R. Vaikunta Rao, Additional Director of Horticulture without the approval and knowledge of the Director of Horticulture, Hyderabad based on which the Memo No.16054/Horti./A1/2010, dt.02-12-2010 was issued by the Government amounting to unbecoming of an officer. Therefore, his behaviour of high-handedness and disobedience to the Director of Horticulture, Hyderabad orders, has affected the smooth functioning of the office and created splinter groups in the office, affecting the morale of the Directorate. Hence, the Director of Horticulture, Hyderabad has submitted that if such partisan attitude of the officer goes unchecked, the functioning and the role of Director would be sub-due by such officers, who are acting an extra constitutional authorities.

C.V.S.K.SARMA
A.P.C. & PRINCIPAL SECRETARY TO GOVT.

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-II

**LIST OF DOCUMENTS ON THE BASIS OF WHICH THE ARTICLES OF CHARGES
FRAMED AGAINST SRI R. VAIKUNTA RAO, ADDITIONAL DIRECTOR OF HORTICULTURE,
O/O COMMISSIONER OF HORTICULTURE, HYDERABAD ARE PROPOSED
TO BE SUSTAINED**

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Letter No.4-12/2010/DH/Peshi, dt.29-12-2010 of the Director of Horticulture, A.P.,
Hyderabad.

**C.V.S.K.SARMA
A.P.C. & PRINCIPAL SECRETARY TO GOVT.**

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-III

**LIST OF WITNESSES BY WHOM ARTICLES OF CHARGES FRAMED AGAINST
SRI R. VAIKUNTA RAO, ADDITIONAL DIRECTOR OF HORTICULTURE,
O/O COMMISSIONER OF HORTICULTURE, HYDERABAD ARE PROPOSED
TO BE SUSTAINED**

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--Nil--

**C.V.S.K.SARMA
A.P.C. & PRINCIPAL SECRETARY TO GOVT.**

// FORWARDED :: BY ORDER //

SECTION OFFICER